

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.973 OF 2006

DATED 31st JULY, 2007

BETWEEN:

S.Suresh

... Petitioner

AND

The Principal Secretary, Government of A.P., Panchayat Raj and Rural Development (PTS.II) Department, Secretariat Road, Hyderabad and others.

... Respondents

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WRIT PETITION No.973 OF 2006

ORDER:

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The petitioner was elected as Sarpanch of Komatipally Gram Panchayat in August, 2001 for a period of five years. The second respondent passed orders under Section 249(6) of A.P.Panchayat Raj Act, 1994 (the Act, for brevity), on 06.11.2002 suspending the petitioner. Aggrieved by the same, petitioner preferred revision before the Government under Section 264 of the Act. By impugned order in G.O.Rt.No.21, dated 05.01.2006, revision petition was dismissed and the District Collector was directed to initiate action for recovery of misappropriated amount under Section 265 of the Act. If the petitioner was not placed under suspension and had continued as Sarpanch, his term would have expired by August, 2006. It is also brought to the notice of this Court that the fresh elections were also conducted in August, 2006. In view of the same, the writ petition has become infructuous.

The writ petition is accordingly dismissed as infructuous. There shall be no order as to costs.

(V.V.S.RAO,J)

31.07.2007.

pln